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In re Application of
POULAKIS, Konstantinos
Application No.: 09/700,910
PCT No.: PCT/EP98/03406
Int. Filing Date: 22 May 1998
Priority Date: None
Attorney Docket No.: 041013R004
For: CLOSURE PART AND METHOD
FOR ITS PRODUCTION AND APPARATUS
FIR USING THE METHOD

DECISION ON
REQUEST UNDER
37 CFR 1.497(d)

This is a decision on applicants' "RENEWED PETITION UNDER 37 C.F.R. 1.497(d)"
filed on 10 September 2001.

BACKGROUND

In a decision from this Office on 30 May 2001, the request was dismissed. The decision stated that applicant did not satisfy items (1) and (3) of 37 CFR 1.497(d).

On 10 September 2001, applicants filed the present renewed request accompanied by, *inter alia*, a statement from Konstantinos Poulakis and Axel Schulte with respect to the correction of inventorship in the above application, and a written consent of the Assignee regarding the change of Inventorship.

DISCUSSION


A review of the renewed request reveals that applicant has satisfied items (1) and (3) of 37 CFR 1.497(d). In regard to item (1), both Konstantinos Poulakis, the inventor being added, and Axel Schulte, the inventor being deleted, state that the error in inventorship occurred without deceptive intent on their part, respectively. With respect to item (3), Gottlieb Binder GmbH & Co., the assignee, consents to the correction of inventorship from Axel Schulte to Konstantinos Poulakis as the inventor of above application and has filed in the present request papers establishing their right to take action under 37 CFR §3.73(b).


Accordingly, the requests are deemed to satisfy requirements (1), (2), and (3) under 37 CFR 1.497(d).

CONCLUSION

For the reasons above, the request under 37 CFR 1.497(d) is **GRANTED**.

This application is being returned to the United States Designated/Elected Office (DO/EO/US) for continued processing consistent with this decision. The 35 USC 371 date of this application is **13 February 2001**.


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